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February 1, 1995

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

1930.003

BY HAND

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

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RE: Amendment of Section 73.202(b)
Table of Allotments - FM Broadcast Stations
Tompkinsville, Kentucky
No.: RM-8563, MM Docket No.: 95-8

Dear Mr. Caton:

Enclosed please find the original and four (4) copies of Comments of Falcon Broadcasters in Support of Proposed Allotment for filing with the Commission in connection with the above-captioned proceeding.

If you should have any questions regarding this matter, kindly direct them to the undersigned.

Yours truly,


Bradford D. Carey

BDC/mv
Enclosures

cc: John A. Karousos - By Hand
Chief, Allocations Branch, FCC

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
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In the Matter of)
)
Amendment of Section 73.202(b)) RM-8563
Table of Allotments,)
FM Broadcast Stations) MM Docket No.
Tompkinsville, Kentucky) 95-8

To: Chief, Allocations Branch
Policy & Rules Division, Mass Media Bureau

COMMENTS OF FALCON BROADCASTERS
IN SUPPORT OF PROPOSED ALLOTMENT

Falcon Broadcasters, by its Attorneys and pursuant to Section 1.401 et seq. of the Commission's Rules, hereby files its Comments in response to the Commission's proposal to amend Section 73.202(b) of the Table of FM Allotments, to add Channel 274A for use at Tompkinsville, Kentucky. In support whereof, the following is shown:

Falcon Broadcasters is the proponent of the allotment proposed and the Petitioner in this proceeding. Falcon restates its prior showings and commitments and incorporates them herein by reference.

Frequency studies undertaken on behalf of Falcon Broadcasters demonstrate that Channel 274A may be added at Tompkinsville, Kentucky, in accordance with the Commission's minimum distance separation requirements as specified in Section 73.207

of the Commission's Rules. See Engineering Statement, attached to the Petition for Rulemaking as Exhibit 1. For purposes of its study, Falcon Broadcasters located an area within which transmitters may be located for city-grade service at Tompkinsville.

The proposed service is in the public interest because it will provide a second full-time local FM service to Tompkinsville. As shown in the Engineering Statement annexed to the Petition for Rulemaking, the proposal is fully consistent with the Commission's Rules including Section 73.207 and 73.315.

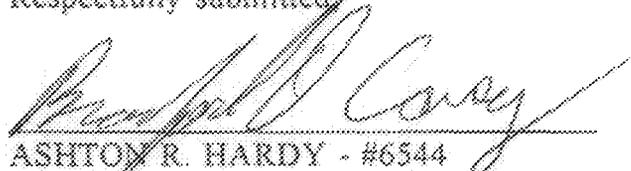
Tompkinsville, population 4366,¹ is presently the community of license of stations WTKY-AM and WTKY-FM. It is clear, therefore, that it qualifies as a licensable community under Commission standards. Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88, 101 (1982).

Falcon Broadcasters hereby restates its commitment to file an application for a construction permit to build an FM station at Tompkinsville upon adoption of its proposal by the Commission. If granted a construction permit, Falcon Broadcasters will promptly construct and operate a station on the channel.

¹ See 1992 Road Atlas, American Automobile Association.

IN VIEW OF THE ABOVE, Falcon Broadcasters respectfully requests that the Commission amend the FM Table of Allotments to add Channel 274A at Tompkinsville, Kentucky.

Respectfully submitted,



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Attorneys for Falcon Broadcasters

Dated: January 28, 1995

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